AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF MONTGOMERY, VIRGINIA HELD ON THE 10TH DAY OF FEBRUARY, 2014 AT 6:00 P.M. IN THE BOARD CHAMBERS, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT: William H. Brown -Chair

Mary W. Biggs -Vice Chair Gary D. Creed -Supervisors

Matthew R. Gabriele

M. Todd King

Christopher A. Tuck

F. Craig Meadows -County Administrator

L. Carol Edmonds -Deputy County Administrator

Martin M. McMahon -County Attorney

Angie Hill -Financial & Management Services Director

Marc Magruder -Budget Manager

Karen Edmonds -Human Resources Director
Ruth Richey -Public Information Officer
Vickie L. Swinney -Secretary, Board of Supervisors

ABSENT: Annette S. Perkins -Supervisor

CALL TO ORDER

The Chair called the meeting to order.

INTO WORK SESSION – 6:00 p.m.

On a motion by Christopher A. Tuck, seconded by M. Todd King and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. Health Insurance Update

The vote on the forgoing motion was as follows:

AYE NAY ABSENT

Gary D. Creed None Annette S. Perkins

M. Todd King

Mary W. Biggs

Christopher A. Tuck

Matthew R. Gabriele

William H. Brown

Montgomery County Health Insurance Update

The County Administrator reported that the County moved towards a self-insured health insurance plan from a fully-insured health insurance plan in 2013. The County is currently reviewing the possibility of combining County and School's health insurance under one contract. He introduced Tom MacKay with Marsh & McLennan Agency, to provide an update on the proposed consolidation of health insurance plans.

Mr. MacKay provided a brief history of the County's health insurance plan and the decision to move towards a self-insured plan. Currently, Marsh & McLennan is developing a renewal projection for the County's medical/dental plan for an October 2014 renewal and will negotiate renewal terms with Anthem and Delta Dental. They have also submitted a proposal to analyze the benefits of consolidation of the County and School's health insurance plans. The cost for the analysis is \$24,755.

Following discussion, the Board of Supervisors by consensus agreed to proceed with issuing a combined RFP for insurance consolidation.

OUT OF WORK SESSION

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the forgoing motion was as follows:

AYE NONE ABSENT

M. Todd King None Annette S. Perkins

Mary W. Biggs

Christopher A. Tuck

Matthew R. Gabriele

Gary D. Creed

William H. Brown

INTO CLOSED MEETING 6:45 p.m.

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711 (1) Discussion, Consideration or Interviews of Prospective Candidates for Employment; Assignment, Appointment, Promotion, Performance, Demotion, Salaries, Disciplining or Resignation of Specific Officers, Appointees or Employees of Any Public Body

- 1. Adjustment & Appeals Board
- 2. Community Services Board
- 3. Montgomery Tourism Development Council
- 4. Parks & Recreation Commission
- 5. Planning Commission
- 6. Roanoke Valley Area MPO

The vote on the forgoing motion was as follows:

<u>AYE</u> <u>NAY</u> <u>ABSENT</u>

Mary W. Biggs None Annette S. Perkins

Christopher A. Tuck

Matthew R. Gabriele

Gary D. Creed

M. Todd King

William H. Brown

OUT OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the forgoing motion was as follows:

AYE <u>NAY</u> <u>ABSENT</u>

Christopher A. Tuck None Annette S. Perkins

Matthew R. Gabriele

Gary D. Creed

M. Todd King

Mary W. Biggs

William H. Brown

CERTIFICATION OF CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

VOTE

AYES

Christopher A. Tuck Matthew R. Gabriele Gary D. Creed M. Todd King Mary W. Biggs William H. Brown

NAYS

None

ABSENT DURING VOTE

Annette S. Perkins

ABSENT DURING MEETING

Annette S. Perkins

INVOCATION

A moment of silence was led by the Chair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

DELEGATION

Virginia Department of Transportation

David Clarke, VDOT Residency Administrator, provided an update on road projects/issues in Montgomery County. Mr. Clarke reported VDOT has mainly been working with weather related issues. He provided a list of road projects that VDOT will be working on in the near future:

- Mt. Pleasant Road (SR 639) Bridge reconstruction and road upgrade.
- Dry Branch Road (SR 787) replace beams and deck of the northernmost bridge
- Coal Bank Hollow and Lick Run Road Box Culvert replacement
- Six-Year Improvement Plan for Secondary Roads Joint Public Hearing will be held Monday, April 28, 2014. VDOT will advertise.

Supervisor Biggs had the following concerns:

- <u>Brush Mountain Road (SR 777)</u> Request to have guardrails installed along a section of Brush Mountain Road. Board Consensus for VDOT to install guardrails at a section along Bruch Mountain Road. David Clarke estimated the cost at \$10,000 and it will be funded out of the County's secondary maintenance budget.
- <u>Intersection at North Main Street and 460 Bypass in Blacksburg</u>. In December 2013 a vehicle was attempting to turn left off North Main Street onto the 460 bypass when it was hit on the driver side, killing the driver. Friends of the deceased wish to erect a memorial and maintain the site. David Clarke stated there is a program through VDOT where a memorial sign can be purchased. The citizens may contact him.

Supervisor Biggs also requested VDOT to investigate this intersection to determine if it qualifies for a traffic signal.

David Clarke will get with VDOT's Traffic Engineer to initiate a safety study to review this intersection to see if it meets the federal guidelines for a signal or some type of safety measure.

PUBLIC ADDRESS

<u>Sue Farrer</u>, Montgomery Museum, thanked the Board for their one-time contribution in FY 14 to help cover the cost of the roof replacement at the Museum. Ms. Farrer stated that the Museum will be requesting additional funding in the FY 14 Budget in order to retain the marketing position at the Museum.

Sherri Blevins addressed safety concerns with the Falling Branch Park and Ride Lot. Ms. Blevins stated that concerns were addressed a year ago and to date nothing has been done to move the Park and Ride to another location. Issues with the park and ride started when the site became a bus stop for the Mega Bus. 70 reports of trespassing were made on Falling Branch Elementary School in one year after passengers of local busses attempted to use the schools public facilities. She expressed appreciation for the safety measures that have been implemented; however, the Falling Branch Elementary School does not have a School Resource Officer to provide the extra security needed. Ms. Blevins stressed the need to provide a safe environment for the children attending FBES.

<u>Tracey Hurst</u>, Falling Branch Elementary School PTA President, urged the Board of Supervisors to take action to get the Park and Ride moved from the current location next to the school. She is getting calls daily from parents who are concerned with their child's safety due to the safety issues. Ms. Hurst stated she, along with others, are again addressing another Board for help, to only be directed to someone else. She stated someone needs to take control and quit passing the buck. Ms. Hurst also requested the Board consider funding a School Resource Officer for FBES.

<u>Jennifer Hatcher</u> addressed safety issues with the Falling Branch Park and Ride lot being so close to an elementary school. She expressed concern that convicted felons are riding the Mega Bus. Ms. Hatcher stated they have spoken to the School Board, Board of Supervisors, Virginia Department of Transportation and to representatives in Richmond about getting the Park and Ride moved to another location.

Jim Politis updated the Board on his venture to get laws adopted in Virginia to allow the farming of industrial hemp. Mr. Politis reported a new federal farm bill was adopted which allows state departments of agriculture, colleges and universities to grow hemp for research purposes, provided state law allows for hemp cultivation. Virginia currently does not have laws in place. He is working with the Virginia Department of Agriculture and State legislators to get a bill entered for 2015. Mr. Politis reported that Virginia Tech and the University of Virginia are interested in pursuing industrial hemp research. He thanked the Board for their support.

<u>Jack Selovitz</u> supports the relocation of the Falling Branch Park and Ride Lot. He also addressed the Board regarding the School Board's FY 2015 Budget request. He believes the School Board budget is a wants based budget instead of a needs based budget and cuts need to be made. The citizens of Montgomery County need a break from tax increases.

Sheriff Tommy Whitt addressed the Board regarding the safety issues at the Falling Branch Park and Ride lot and supports the relocation of the lot. Sheriff Whitt reported on the apprehension of a U.S. fugitive at the Falling Branch Park and Ride lot just last week. It was an unfortunate timing issue when the bus arrived at the end of the school day, with the U.S. Marshalls and local law enforcement having their guns aimed at the bus. He cannot say that this situation did not have any danger to the school event though the fugitive did not have a weapon and surrendered without a fight. Will this be the case if there is a next time he cannot say.

There being no further speakers, the public address session was closed.

CONSENT AGENDA

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously, the Consent Agenda dated February 10, 2014 was approved.

The vote on the forgoing motion was as follows:

AYE
Gary D. Creed
None
M. Todd King
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
William H. Brown

Approval of Minutes

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously, the minutes dated August 12, 2013 were approved.

Appropriations and Transfers

A-FY-14-75 SCHOOL OPERATING FUND SUPPLEMENTAL APPROPRIATION

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the School Operating Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014, for the function and in the amount as follows:

610000 Instruction		\$12,337
640000 Operations and Maintenance		\$293,370
650000 Non-Instruction		\$102,478
	Total	\$408,185

The sources of funds for the foregoing appropriation are as follows:

Revenue Account:

PBIS Grant		\$ 12,337
Universal Services Discount		\$293,370
Reimbursement – After School		\$102,478
	Total	\$408,185

Said resolution appropriates additional funds for the School Operating Fund.

A-FY-14-76 SHERIFF RECOVERED COSTS

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, By the Board of Supervisors of Montgomery County, Virginia that the General Fund was granted an appropriation in addition to the annual appropriation for the fiscal year ending June 30, 2014, for the function and in the amount as follows:

320	Sheriff County		\$9,511
322	Sheriff Project Lifesaver		\$ 195
	-	Total	\$9,706

The sources of the funds for the foregoing appropriation are as follows:

Revenue	Account

419108	Recovered Costs		\$9,511
424401	Project Lifesaver		\$ 195
	-	Total	\$9,706

Said resolution appropriates recovered costs and Project Lifesaver funds.

R-FY-14-97 VIRGINIA JUVENILE COMMUNITY CRIME CONTROL ACT

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

WHEREAS, Montgomery County is eligible to receive funds through the Virginia Juvenile Community Crime Control Act (VJCCCA), to be used for establishing special, community-based programs for juveniles whose behaviors have been brought to the attention of the Court; and

WHEREAS, Montgomery County wishes to continue to participate in the VJCCCA program.

NOW, THEREFORE, BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the County Administrator to submit a plan for the use of funds through the Virginia Juvenile Community Crime Control Act.

R-FY-14-98 BOARD OF ZONING APPEALS RECOMMEND RE-APPOINTMENT OF C.P. "CHUCK" SHORTER

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby recommends to the Circuit Court Judge the reappointment of **Charles P. Shorter** to the **Board of Zoning Appeals** effective February 24, 2014 and expiring February 23, 2019. **INTO WORK SESSION**

On a motion by Christopher A. Tuck, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

- 1. Skills Gap Analysis Report New River/Mount Rogers Workforce Investment Board
- 2. School Board FY 15 Budget Presentation

3. Senate Bill 252 - Insurance; employees of public institutions of higher education or localities

The vote on the forgoing motion was as follows:

AYE NAY ABSENT
M. Todd King None Annette S. Perkins
Mary W. Biggs
Christopher A. Tuck
Matthew R. Gabriele
Gary D. Creed
William H. Brown

Skills Gap Analysis Report - New River/Mount Rogers Workforce Investment Board

Whitney Bonham, Virginia Tech Office of Economic Development, reported on behalf of the New River-Mount Rogers Workforce Investment Area (WIB) Consortium Board, that the Virginia Tech Office of Economic Development (OED) has undertaken research to assess regional workforce skills levels and training resources, identify current and potential gaps, and suggest strategies to address these gaps that build on existing resources. The Workforce Investment Board serves the thirteen jurisdictions in the New River and Mount Rogers Planning Districts. The mix of industry sectors and worker skills vary greatly among the region's communities, and each jurisdiction has a range of workforce programs at local institutions.

OED focused primarily on the regional characteristics of the workforce in the manufacturing and health care sectors, which are important sources of employment in the WIB's service area jurisdictions. The key recommendations of the skills gap process center around four central strategies: developing the regional "workforce pipeline" of younger workers; improving regional workforce system coordination; tailoring regional training resources to meet business needs; and improving data collection and outcome measurements.

Recess

The Board took a 15 minute recess and reconvened at 8:55 p.m.

School Board FY 15 Budget Presentation

The School Board presented their FY 15 Budget as follows:

	A THE REAL PROPERTY AND ADDRESS OF THE PARTY A		1		
FY 2014-2015 School Operating Budget					
Approved by School Board					
February 4, 2014					
DESCRIPTION	FILE	COST	Tr	ĴΤ	
OPERATING BUDGET FY 2013-2014	1,467.69	INC/(DEC.)	S	94,	
Base Budget Adjustments:				-	
Additional Utility Cost New AMS & utility rate increase (3.5%)		125,000			
Restore Governor's School summer programs (4 slots) (funded with one time money)		7,434			
Online student enrollment software		75,620			
College Application Week expansion (to include all high schools)		50,000			
*Account management fees for VRS hybrid plan		5,000			
Math instructional enhancements		88,955			
Website content management system software		25,000		-	

7	Math instructional enhancements		88,955		
8	Website content management system software		25,000		
9	Subtotal Base Budget Adjustments			S	377,009
10	COMPENSATION CHANGES:			-	
	*VRS Contribution Rate Increase (2.84% increase professional + 2.01% increase non-				
11	professional)		1,460,470		
12	*VRS Group Health Ins Increase (0.07% professional only)		34,000		
13	*VRS GLI Contribution Rate Increase (0.13% professional)		63,000		
14	*VLDP Cost for new hires as of Jan 1, 2014 (0.035%)		9,300		
15	Long-term disability coverage for VRS hybrid employees for 1 year		4,200		
16	Estimated increase in Health Insurance cost (10%)		1,183,000		
17	** Estimated cost for affordable health care act (part-time employees)		1,239,209		
	2.8% increase for salary enhancements, distribution to be determined by plan/salary				
18	schedule		2,352,000	-	
19	Subtotal Compensation			\$	6,345,179
20	STAFFING CHANGES:			************	
21	Restore staffing for In-School Suspension programs (funded with one time money)	0.57	36,467		
22	Restore two math coaches (funded with one time money)	2.00	127,600		
23	Restore ITRT position	1.00	63,800		
24	Budget for full-time payroll benefits data assistant (approved 12.17.13 meeting)	1.00	45,300		
25	Leadership Staff change		25,000		
26	Subtotal Staffing Requests			\$	298,167
27	Total Operating Increases	• 1,472,26		\$	7,020,355
1					

35	Revenue Required for Budget Increases	
36	Projected State Increase	\$ 2,476,985
37	Projected Federal Decrease	(50,744)
KI MILITA	Balance required from County Revenue sources without an additional state increase (1	
38	cent increase in County real estate tax rate = \$700,000, 7.4 cent tax increase needed)	5,169,114
39	Total Required Revenue	7,595,355

^{*} Unfunded state mandate costs total \$1,571,770.

Replace one time funds for building repair and roof maintenance plan

Replace one time funds for 21st Century classroom improvements

Replace one time funds for replacement of aging school buses(2 ea)

28 Capital Increases:

33 Total Budget Increases

Total Capital Increases

34 Total Proposed Operating Budget FY 2014-2015

31

The School Board's FY 15 budget request shows an increase of \$7,595,355 over the FY 14 budget. To fund the entire request the County will need to increase the real estate tax rate by 7.4 cents.

250,000

150,000 175,000

575,000

7,595,355

102,283,541

^{**} Premium information is not yet available for this employee group, this estimate is based on the projected lowest cost plan offered by MCPS. Coverage options for part-time employees are still being evaluated.

<u>Senate Bill 252 - Insurance; employees of public institutions of higher education or localities</u>

The County Administrator reported on the proposed SB252 introduced to the Senate. A summary of the proposed bill is as follows:

Insurance; state and local employees. Requires the state health plan to provide means for coverage of one additional adult. The total cost for such additional adult must be paid for by the state employee. The bill also expands the list of people who may be provided certain types of insurance by a locality, adding the dependents of officers and employees of a locality, as well as the dependents of those employed by commissions and other entities controlled by or working closely with a locality, to the list of people to whom a locality may provide accident and health insurance. The bill expands the potential eligibility for health insurance programs to include the dependents of eligible members of volunteer fire or rescue companies and the dependents of retired officers and employees. The bill requires any locality providing insurance to dependents of employees to provide the same programs to dependents of constitutional officers in some cases.

The fiscal impact cannot be determined at this time because it is not possible to estimate the expected number of newly covered individuals.

When asked for their position on SB 252, the Virginia Association of Counties responded they have not taken a position on this bill. VACo did respond that, according to the Department of Human Resource Management (DHRM), Senate Bill 252 could lead to adverse selection. Currently, employees must document their legal relationship with their dependents before the dependents are covered; therefore, there is no certainty that dependents newly eligible under this bill will have a legal relationship to document. This leaves open the possibility that employees will attempt to cover individuals, such as friends or neighbors, with serious illnesses. Senate Bill 252 will also create additional state costs because the state contributes toward the cost of dependent coverage.

OUT OF WORK SESSION

On a motion by Mary W. Biggs, seconded by Matthew R. Gabriele and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the forgoing motion was as follows:

AYE NAY ABSENT

Mary W. Biggs None Annette S. Perkins

Christopher A. Tuck

Matthew R. Gabriele

Gary D. Creed

M. Todd King

William H. Brown

ADD TO THE AGENDA – ADDENDUM

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried unanimously, the following Addendum was added to the Agenda under New Business:

1. Resolution in Support of Senate Bill 252

The vote on the forgoing motion was as follows:

AYE
Matthew R. Gabriele
None
Mary D. Creed
M. Todd King
Mary W. Biggs
Christopher A. Tuck
William H. Brown

NEW BUSINESS

R-FY-14-99 RESOLUTION IN SUPPORT OF SENATE BILL 252

On a motion by Matthew R. Gabriele, seconded by Mary W. Biggs and carried,

BE IT RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby supports the passage of Senate Bill 252, "Insurance; employees of public institutions of higher education or localities. Requires the state health plan, for employees of higher education, to provide means for coverage of any other class of persons as may mutually be agreed upon by the institution and the employee. The bill also expands the list of people who may be provided certain types of insurance by a locality, adding the dependents of officers and employees of a locality, as well as the dependents of those employed by commissions and other entities controlled by or working closely with a locality, to the list of people to whom a locality may provide accident and health insurance. The bill expands the potential eligibility for health insurance programs to include the dependents of eligible members of volunteer fire or rescue companies and the dependents of retired officers and employees. The bill requires any locality providing insurance to dependents of employees to provide the same programs to dependents of constitutional officers in some cases."

BE IT FURTHER RESOLVED, The Board of Supervisors of the County of Montgomery, Virginia hereby authorizes the County Administrator to send a letter of support to the County's state legislators.

The vote on the forgoing resolution was as follows:

AYE NAY ABSENT

Gary D. Creed Christopher A. Tuck Annette S. Perkins M. Todd King

Matthew R. Gabriele

Mary W. Biggs William H. Brown

COUNTY ADMINISTRATOR'S REPORT

The County Administrator reported the hiring of Karen Drake as the new Planning Director.

BOARD MEMBERS REPORTS

Supervisor Biggs reported that she, along with the County Administrator, attended the VACo/VML Legislative Day in Richmond on February 6, 2014. They met with the County's representatives, Senator Edwards, Senator Smith, Delegate Rush, Delegate Yost, and Delegate Habeeb. Supervisor Biggs also had the opportunity to meet with Governor Terry McAuliffe and Lt. Governor Ralph Northam.

Supervisor Tuck Falling Branch Park & Ride Lot: Supervisor Tuck understands the County Administrator will have an update on the Park & Ride Lot issue in a few weeks. He suggested this topic be on the Board's agenda every month to let the citizens know that the Board does consider this a top priority and they are moving forward with the issue.

Supervisor Gabriele expressed concerns with the recent coal ash spill in the Dan River and how this has raised concerns with water quality. He wants to make sure as the County moves forward with the stormwater management project that we keep this on the front burner.

Supervisor King reported that residents along Old Sourwood Road (SR 717) are not happy with the outcome of the dirt glue project on Old Sourwood Road. The County Administrator reported that Dan Brugh, MPO Directore, is scheduled to tour the road and make note of any and all problems. The weather is an issue at the moment, and any pothole repairs will have to wait until warmer weather.

Supervisor Creed received a call from a citizen regarding the County's tax relief program for the elderly and disabled. An elderly citizen qualified for tax relief; however, when her daughter moved in the home to take care of her the Commissioner of the Revenue counted the daughter's income and the citizen is no longer qualified to receive tax relief. If the citizen had a home health nurse/caregiver to come to take care of her then she would still qualify for relief.

Supervisor Creed believes the County should not punish people for doing good. He asked if the Ordinance could be amended to allow for a medical necessity that requires 24 hour care even if the caregiver is a relative.

ADJOURNMENT

The Chair declared the meeting adjourned to Monday, February 24, 2014 at 6:30 p.m. The meeting adjourned at 10:05 p.m.				
APPROVED_		_ATTEST:_		
	William H. Brown		F. Craig Meadows	
	Chair		County Administrator	